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11-21-02
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S&H Form: (2/01)

Attorney Docket No. 1630.1002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Takashi HAYASHIHARA

Application No.: 09/977,204

Group Art Unit: 3682

Confirmation No.: 3598

Filed: October 16, 2001

Examiner: Vinh Luong

For: VEHICLE PEDAL DEVICE WHEREIN NON-OPERATED POSITION OF OPERATING PORTION IS ADJUSTABLE IN LONGITUDINAL DIRECTION OF VEHICLE

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RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is in response to the Office Action mailed October 9, 2002, a due date being set for November 9, 2002. Applicant elects the species of FIGS. 1 and 2 presently pending claims 1-5 readable thereon. As noted by the Examiner at least claim 1 is generic to all species and in fact applicant submit claims 1-4 are generic to all species. If a generic claim is indicated to be allowable, then all claims dependent thereon should also be included in the allowance without a requirement for restriction, even if directed to one of the other non-elected species.

Respectfully submitted,

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Date: November 12, 2002

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CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231

on November 12 20 02
By: David M. Pitcher
Date: 11/12/02